

MESSAGE NO: 4224213 MESSAGE DATE: 08/11/2004

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: OTH-Other PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-557-813

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/09/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: CASH DEPOSIT INSTRUCTIONS FOR POLYETHYLENE RETAIL CARRIER BAGS
FROM MALAYSIA (A557813).

MESSAGE NO: 4224213

DATE: 08 11 2004

CATEGORY: ADA

TYPE: OTH

REFERENCE:

REFERENCE DATE:

CASES: A - 557 - 813

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PERIOD COVERED: 08 09 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: CASH DEPOSIT INSTRUCTIONS FOR POLYETHYLENE RETAIL
CARRIER BAGS FROM MALAYSIA (A557813).

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS
INFORMATION.

1. ON AUGUST 9, 2004, THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER IN THE
INVESTIGATION OF POLYETHYLENE RETAIL CARRIER BAGS FROM MALAYSIA.

2. THE MERCHANDISE SUBJECT TO THIS ANTIDUMPING DUTY ORDER IS

POLYETHYLENE RETAIL CARRIER BAGS (PRCBS) WHICH MAY BE REFERRED TO AS T-SHIRT SACKS, MERCHANDISE BAGS, GROCERY BAGS, OR CHECKOUT BAGS. THE SUBJECT MERCHANDISE IS DEFINED AS NON-SEALABLE SACKS AND BAGS WITH HANDLES (INCLUDING DRAWSTRINGS), WITHOUT ZIPPERS OR INTEGRAL EXTRUDED CLOSURES, WITH OR WITHOUT GUSSETS, WITH OR WITHOUT PRINTING, OF POLYETHYLENE FILM HAVING A THICKNESS NO GREATER THAN 0.035 INCH (0.889 MM) AND NO LESS THAN 0.00035 INCH (0.00889 MM), AND WITH NO LENGTH OR WIDTH SHORTER THAN 6 INCHES (15.24 CM) OR LONGER THAN 40 INCHES (101.6 CM). THE DEPTH OF THE BAG MAY BE SHORTER THAN 6 INCHES BUT NOT LONGER THAN 40 INCHES (101.6 CM).

PRCBS ARE TYPICALLY PROVIDED WITHOUT ANY CONSUMER PACKAGING AND FREE OF CHARGE BY RETAIL ESTABLISHMENTS, E.G., GROCERY, DRUG, CONVENIENCE, DEPARTMENT, SPECIALTY RETAIL, DISCOUNT STORES, AND RESTAURANTS, TO THEIR CUSTOMERS TO PACKAGE AND CARRY THEIR PURCHASED PRODUCTS. THE SCOPE OF THE INVESTIGATION EXCLUDES (1) POLYETHYLENE BAGS THAT ARE NOT PRINTED WITH LOGOS OR STORE NAMES AND THAT ARE CLOSEABLE WITH DRAWSTRINGS MADE OF POLYETHYLENE FILM

AND (2) POLYETHYLENE BAGS THAT ARE PACKED IN CONSUMER PACKAGING WITH PRINTING THAT REFERS TO SPECIFIC END-USES OTHER THAN PACKAGING AND CARRYING MERCHANDISE FROM RETAIL ESTABLISHMENTS, E.G., GARBAGE BAGS, LAWN BAGS, TRASH-CAN LINERS.

IMPORTS OF THE SUBJECT MERCHANDISE ARE CLASSIFIED UNDER STATISTICAL CATEGORY 3923.21.0090 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). THIS SUBHEADING ALSO COVERS PRODUCTS THAT ARE OUTSIDE THE SCOPE OF THIS INVESTIGATION. FURTHERMORE, ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-557-813.

4. FOR IMPORTS OF POLYETHYLENE RETAIL CARRIER BAGS FROM MALAYSIA

MANUFACTURED AND EXPORTED BY BEE LIAN PLASTIC INDUSTRIES SDN. BHD (BEE LIAN), NO SUSPENSION OF LIQUIDATION IS REQUIRED.

5. FOR IMPORTS OF POLYETHYLENE RETAIL CARRIER BAGS FROM MALAYSIA FROM THE BELOW-LISTED FIRMS, U.S. CUSTOMS AND BORDER PROTECTION (CBP) SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

AUGUST 9, 2004. EFFECTIVE AUGUST 9, 2004, CBP SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE MARGINS SHOWN BELOW:

EXPORTER OR PRODUCER NUMBER	CUSTOMS ID	MARGIN PERCENTAGE
TEONG CHUAN PLASTIC AND TIMBER SDN. BHD.		
A-557-813-002	101.74	
BRANPAK INDUSTRIES SDN. BHD.		
A-557-813-003	101.74	
GANTS PAC INDUSTRIES	A-557-813-004	101.74
SIDO BANGUN SDN.BHD.	A-557-813-005	101.74
ZHIN HIN/CHIN HIN PLASTIC MANUFACTURER SDN. BHD.		
A-557-813-006	101.74	

6. EFFECTIVE AUGUST 9, 2004, WITH RESPECT TO ENTRIES OF SUBJECT MERCHANDISE FROM FIRMS OTHER THAN THOSE COVERED BY PARAGRAPHS 4

AND 5 OF THIS MESSAGE, CBP SHALL REQUIRE A CASH DEPOSIT AT A RATE OF 84.94% (A-557-813-000).

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O5: TES).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party